



09/559,594

PATENT

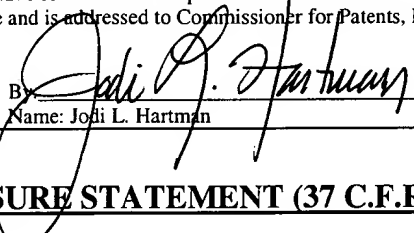
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Zellner et al.	Examiner:	Man Phan
Serial No.:	09/559,594	Group Art Unit:	2665
Filed:	April 28, 2000	Docket No.:	60027.0365USI2
Title:	SYSTEM AND METHOD FOR DYNAMIC ALLOCATION OF CAPACITY ON WIRELESS NETWORKS		

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 509656407 US  
Date of Deposit: August 19, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450.

By:   
Name: Jodi L. Hartman

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop RCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the references were recently cited in an International Search Report mailed January 21, 1999.

This statement should be considered because it is submitted before the mailing of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided. Enclosed for the Examiner's information is a copy of the International Search Report.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to

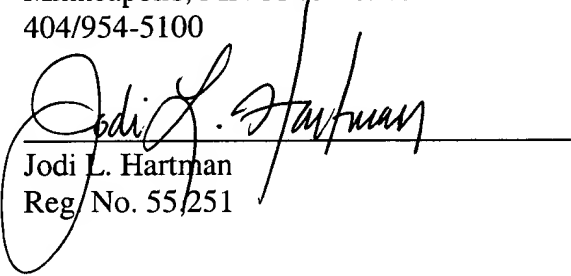
establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
404/954-5100

  
Jodi L. Hartman  
Reg. No. 55,251

Date: August 19, 2004



FORM 1449\*

## INFORMATION DISCLOSURE STATEMENT

Docket Number:

60027.365US12

Application Number:

09/559,594

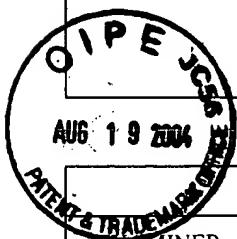
IN AN APPLICATION

(Use several sheets if necessary)

Applicant: ZELLNER ET AL.

Filing Date: 04/28/2000

Group Art Unit: 2665



## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,803,679	02/1989	Shimizu			
	5,131,020	07/14/1992	Liebesny et al.			
	5,157,709	10/1992	Ohteru			
	5,343,511	08/30/1994	Osada			
	5,404,355	04/04/1995	Raith			
	5,457,735	10/1995	Erickson			
	5,513,242	04/30/1996	Mukerjee et al.			
	5,539,729	07/1996	Bodnar			
	5,539,923	07/1996	Matsumoto			
	5,583,869	12/10/1996	Grube et al.			
	5,678,179	07/1998	Turcotte et al.			
	5,694,455	12/02/1997	Goodman			
	5,708,968	01/1998	Suzuki			
	5,729,541	03/17/1998	Hamalainen et al.			
	5,732,073	03/24/1998	Kusaki et al.			
	5,742,588	04/21/1998	Thornberg et al.			
	5,761,618	06/02/1998	Lynch et al.			
	5,787,358	07/1998	Takahashi			
	5,790,522	08/1998	Fichou et al.			
	5,812,656	09/1998	Garland et al.			
	5,832,384	11/1998	Balachandran et al.			
	5,857,018	01/1999	Sumner et al.			
	5,867,790	02/1999	Hamada			
	5,914,945	06/22/1999	Abu-Amara et al.			
	5,926,469	07/20/1999	Norstedt et al.			
	5,930,239	07/1999	Turcotte			

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

FORM 1449\*

## INFORMATION DISCLOSURE STATEMENT

Docket Number:

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Application Number:

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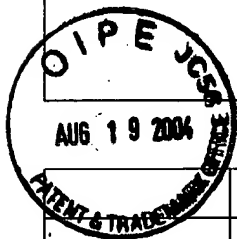
## IN AN APPLICATION

(Use several sheets if necessary)

Applicant: ZELLNER ET AL.

Filing Date: 04/28/2000

Group Art Unit: 2665



6,026,289	02/2000	Zellner et al.			
6,069,882	05/2000	Zellner et al.			
6,101,389	08/2000	Koizumi et al.			
6,201,966	03/2001	Rinne et al.			
6,282,429	08/2001	Baiyor et al.			
6,327,364	12/2001	Shaffer et al.			
6,335,922	01/2002	Tiedemann, Jr. et al.			
6,434,380	08/2002	Andersson et al.			
6,470,024	10/2002	Hamalainen et al.			
6,587,433	07/2003	Borella et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	0 370 826	5/30/1990	EP				
	0 717 579	6/19/1996	EP				
	0 752793	1/08/1997	EP				
	WO 97/11566	3/27/1997	PCT				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	"Digital Cellular Telecommunications System (Phase 2+) Mobile Services Switching Centre - Base Station System (MSC-BSS) Interface; Layer 3 Specification (GSM 08.08)," European Telecommunications Standards Institute, Global System for Mobile Communications Technical Specification, Version 5.4.0, November 1996
	"Digital Cellular Telecommunications System (Phase 2+); Enhanced Multi-Level Precedence and Pre-emption Service (eMLPP) - Stage 1 (GSM 02.67)," European Telecommunications Standards Institute, Global System for Mobile Communications Technical Specification, Version 5.0.1, July 1996
	International Search Report issued by the European Patent Office in PCT/US98/15568, in the name of BellSouth Corporation, mailed 1/21/1999
	Office Action issued by the USPTO having Serial No. 09/922,042 on December 8, 2003 (11 pages)
	Office Action issued by the USPTO having Serial No. 09/922,042 on May 8, 2003 (10 pages)
	Office Action issued by the USPTO having Serial No. 09/922,042 on October 25, 2002 (7 pages)

EXAMINER

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(Use several sheets if necessary)

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Filing Date: 04/28/2000

Group Art Unit: 2665

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Office Action issued by the USPTO having Serial No. 09/579,000 on February 5, 2001 (10 pages)

Office Action issued by the USPTO having Serial No. 09/559,593 on February 17, 2004 (13 pages)

Office Action issued by the USPTO having Serial No. 09/579,593 on September 4, 2003 (15 pages)

**39262**

PATENT TRADEMARK OFFICE

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.